

NED THOMAS,	:	Order Dismissing Appeal
d.b.a. TW OIL PROPERTIES,	:	
Appellant	:	
	:	
v.	:	Docket No. IBIA 96-49-A
	:	
ACTING MUSKOGEE AREA DIRECTOR,	:	
BUREAU OF INDIAN AFFAIRS,	:	
Appellee	:	September 25, 1996

Appellant Ned Thomas, d.b.a. TW Oil Properties, sought review of a December 18, 1995, decision issued by the Acting Muskogee Area Director, Bureau of Indian Affairs (Area Director; BIA), stating that Oil and Gas Lease No. 602-5577 (22618), Sandy Fox, Creek NB-1263, had expired by its own terms for failure to produce in paying quantities. This matter has been stayed while the parties discussed settlement.

In a settlement report received by the Board on September 19, 1996, the Area Director notified the Board that the parties had negotiated and executed a new lease, which was approved on September 11, 1996, by the District Court of Creek County, Oklahoma, pursuant to the Act of August 4, 1947, 61 Stat. 731. The Area Director stated that he and appellant agreed that the appeal should be dismissed.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1, and the settlement reached between the parties, this appeal is dismissed.

Kathryn A. Lynn
Chief Administrative Judge

Anita Vogt
Administrative Judge